

Breant, J.

MCELROY, DEUTSCH, MULVANEY, & CARPENTER, LLP

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Attorneys for plaintiff, Berkshire Life Insurance Company of America

By: 

Steven P. DelMauro

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**BERKSHIRE LIFE INSURANCE
COMPANY OF AMERICA,**

Plaintiff,

vs.

STEPHEN DIPERI,

Defendant.

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: **CIVIL ACTION NO. 07-9357 (CLB)**
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CIVIL ACTION – VOLUNTARY STIPULATION OF DISMISSAL *Lead*

The undersigned attorneys for plaintiff, Berkshire Life Insurance Company of America, hereby voluntarily stipulate and agree to the dismissal of this civil action.

**MCELROY, DEUTSCH, MULVANEY
& CARPENTER, LLP**

Attorneys for Defendant, Berkshire Life Insurance
Company of America

By: 

Steven P. DelMauro, Esq.

Dated: November 20, 2007

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SO ORDERED.

Charles Breant

U.S.D.J.

Dated November 26, 2007